

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE: CONSTRUCTION EQUIPMENT
RENTAL ANTITRUST LITIGATION

This Document Relates To:

ALL ACTIONS

Case No. 1:25-cv-03487
MDL No. 3152

Hon. Sara L. Ellis

**DEFENDANT RB GLOBAL INC.'S MOTION TO DISMISS PLAINTIFFS'
CONSOLIDATED AMENDED CLASS ACTION COMPLAINT**

Pursuant to Federal Rule of Civil Procedure 12(b)(6), Defendant RB Global, Inc. (“RB Global”), by and through counsel, respectfully moves this Court for an order dismissing all of Plaintiffs’ claims with prejudice as to RB Global. In support of this Motion, RB Global concurrently submits a Memorandum in Support, and states as follows:

1. RB Global adopts and incorporates the arguments set forth in the contemporaneously filed Defendants’ Joint Motion to Dismiss and Memorandum in Support as additional grounds for dismissal of RB Global.
2. Plaintiffs fail to allege that RB Global itself entered into, participated in, or was otherwise involved in an unlawful agreement or conspiracy.
3. Plaintiffs fail to allege any facts suggesting that RB Global took any actions in connection with the provision of the Rouse Rental Insights (“RRI”) product by Rouse Analytics, LLC and Rouse Services, LLC (together, “Rouse”) to the Rental Equipment Defendants.
4. Plaintiffs’ group pleading allegations are legally deficient and, in any event, cannot fairly be considered applicable to RB Global.
5. RB Global is a separate corporate entity from its Rouse subsidiaries.

6. Plaintiffs' boilerplate allegation of "control" fails to provide any basis to hold RB Global liable for the supposed actions of its Rouse subsidiaries.

7. Plaintiffs fail to allege the requisite elements of the alter ego doctrine and thus fail to provide any basis to hold RB Global liable for the supposed actions of its Rouse subsidiaries.

8. On January 6, 2026, Michael W. Scarborough, counsel for RB Global, conferred via videoconference with Alexander Barnett and Zachary D. Caplan, counsel for Plaintiffs, regarding this Motion. The parties discussed whether they could reach an accord and made good faith attempts to resolve differences but were unable to reach agreement.

9. RB Global respectfully requests oral argument on its Motion.

WHEREFORE, RB Global respectfully requests that the Court enter an order granting dismissal of RB Global with prejudice.

Dated: January 9, 2026

Respectfully submitted,

By /s/ Michael W. Scarborough
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and Rouse Analytics, LLC

CERTIFICATE OF SERVICE

I hereby certify that on January 9, 2026, a copy of the foregoing document was electronically filed through the ECF system and will be sent electronically to all persons identified on the Notice of Electronic Filing.

/s/ Michael W. Scarborough _____
MICHAEL W. SCARBOROUGH